

**THE COMMON COUNCIL OF THE CIVIL CITY OF NEW ALBANY,  
INDIANA, HELD A PUBLIC HEARING IN THE THIRD FLOOR ASSEMBLY  
ROOM OF THE CITY/COUNTY BUILDING ON THURSDAY, NOVEMBER 1,  
2007.**

**Mr. Kochert** called the public hearing to order at 7:15 p.m. He asked Scott Wood if he would explain the following ordinance.

Z-07-20            An Ordinance for the Vacation of a Public Way  
Pursuant to a Petition Filed by Old Pike Storage, LLC

**Mr. Wood** explained that the portion that they are vacating has had a building sitting on it for over 150 years. He stated that in 1980 Redevelopment rebuilt Ealy St and realized that there was no record for this. He requested before it gets a second reading that they get a better legal description.

**Mrs. Crump** asked how long the owners have thought that this was their property.

**Mr. Wood** stated that the Kelly's have owned this property since about 1993.

**Mrs. Crump** asked if by virtue of State law that the City doesn't lose the property after 10 years of being in another persons possession.

**Mr. Wood** stated that Statute does not pertain to City owned public right of ways.

**Mr. James H. Bailey and Alma Bailey** stated that they where here simply for clarification and they were satisfied with what they have heard.

**There being no other business to be heard, the public hearing adjourned at 7:21p.m.**

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Larry Kochert, President  
Common Council, City of New Albany

ATTEST: \_\_\_\_\_  
Marcey J. Wisman, City Clerk

*City Council  
Public Hearing November 1, 2007*

*All public meetings are taped and can be reviewed in the City Clerk's Office.*